

SUPERIOR COURT JUDGES' ASSOCIATION

POSITIONS TAKEN As of March 1, 2013

Bill	Bill Title	Position/Comments	Date
HB 1012	Appraisal mgmt company bond	----- Homicide shall not be justifiable under this statute if the slayer knows or should know that he or she could avoid the necessity of using such force with complete safety by retreating. Public hearing 1/12 and exec 1/23.	01/11/2013
HB 1018	Assault	----- Expands criminal penalties for assault. Public hearing 1/17.	01/18/2013
		----- Expands criminal penalties for assault. Public hearing 1/17.	01/11/2013
HB 1019	Public records requestors	----- Allows agencies to require persons making requests under the public records act to identify themselves and require that an agent or representative of the person disclose the identity of the person on whose behalf the request is being made.	01/18/2013
HB 1020	Sex offenders, level III	No Position Prohibits level III sex offenders from residing in a community protection zone; and reenacting and amending 3 RCW 9.94A.703. Public hearing 1/23.	01/18/2013
		No Position Prohibits level III sex offenders from residing in a community protection zone; and reenacting and amending 3 RCW 9.94A.703. Public hearing 1/23.	01/11/2013
HB 1021	Parental abduction	Reviewed Concern about potential fiscal impact. Any party who files for legal separation or dissolution where the custody or care of a minor child is at issue or in dispute must be provided by the court where the petition is filed a separate pamphlet providing the information below regarding the harmful effects of parental abduction. Hearing 1/23.	01/11/2013
SHB 1027	Child support	-----	02/15/2013
HB 1027	Child support	Reviewed J Nelson testified and TP request amendments shall to may in section 6 (1) in two places. Teh sponsor and stakeholders are pleased with the workgroup's "consensus" are were not open to amendments. If chagnes made, we support. Specifies procedure for adjusting the standard calculation when other children are the responsibility of the payer, clarifies guidelines to the court for support of postsecondary educational support, clarifies limitations, eliminates age categories. Sent letter to Senate Judiciary.	01/18/2013
		Reviewed J Nelson testified and TP request amendments shall to may in section 6 (1) in two places. Teh sponsor and stakeholders are pleased with the workgroup's "consensus" are were not open to amendments. If chagnes made, we	01/11/2013

		support. Specifies procedure for adjusting the standard calculation when other children are the responsibility of the payer, clarifies guidelines to the court for support of postsecondary educational support, clarifies limitations, eliminates age categories.	
HB 1037	Public records cost recovery	----- public hearing 1/23.	01/18/2013
HB 1060	Class C felony equivalent	----- Requires an offense to be scored as a class C felony equivalent if there is no clearly comparable offense under this state's law and if it was a felony under the relevant out-of-state statute. Public Hearing 1/24.	01/18/2013
HB 1080	Rendering criminal assistance	No Position	01/25/2013
HB 1084	Cannabis, medical use	-----	01/18/2013
HB 1087	Misdemeanor convictions	No Position Public Hearing 1/30. FYI, DMCJA opposes. While SCJA wants to support DMCJA, bill has minimal impact on SCJA. If DMCJA has reasons for SCJA to reconsider, please note.	01/25/2013
HB 1096 (5376)	Juvenile firearms crimes	No Position Addresses penalties for firearm and weapon crimes for juveniles. Includes level of crime and mandatory confinement. TM signed in with NP but fiscal concern. Mandatory confinement driven by statute, who pays the state or counties? Should be of concern to Assoc of Counties. M&J Commission requests the SCJA speak against issues that increase DMC. If scheduled for another hearing, we will voice concern and provide education and background about current efforts to locally-statewide address DMC. Still NP with concerns and Reg will send list of substantive concerns to TP. Includes: not based on risk assessment and no pre-identified EBP to address underlying issues of offense, option E not necessary since judges can already order suspended sentence as a DA, maintain DMC and fiscal impact concerns.	02/22/2013
		No Position Addresses penalties for firearm and weapon crimes for juveniles. Includes level of crime and mandatory confinement. TM will sign in with NP but fiscal concern. Mandatory confinement driven by statute, who pays the state or counties? Should be of concern to Assoc of Counties. M&J Commission requests the SCJA speak against issues that increase DMC. If scheduled for another hearing, we will voice concern and provide education and background about current efforts to locally-statewide address DMC. Encroaches on judicial discretion. Each kid and every case might have unique circumstances and the court should be able to sentence accordingly. FN seems low.	02/21/2013
HB 1098	Bail practices	No Position Adopts certain unanimous recommendations of the bail practices work group created in chapter 256, Laws of 2010. No mention of % premium. Public hearing 1/30. FYI, both DMCJA and BJA support. Take NP for now, but is on agenda again for 2/1.	02/08/2013
HB 1108	Rape in the third degree	No Position Revises the definitions of indecent liberties and rape in the third degree. Public hearing 1/29.	01/25/2013

HB 1114 (5176)	Crim. incompetency/commitmt	Oppose Revises the involuntary treatment act to protect citizens from the repeated violent acts of a small group of mentally ill and/or developmentally disabled incompetent offenders. Public hearing 1/29. Oppose on fiscal impact. Counter to efforts last year to streamline process.	01/25/2013
		Oppose Revises the involuntary treatment act to protect citizens from the repeated violent acts of a small group of mentally ill and/or developmentally disabled incompetent offenders. Public hearing 1/29. Oppose on fiscal impact. Counter to efforts last year to streamline process.	01/25/2013
HB 1116	Unif. collaborative law act	Oppose Bill proposed by WSBA. Scheduled for exec hearing 1/29. Rep Pedersen wants to pass, last year passed last year from House but died in Senate. Previous years we have opposed on separation of powers and practice of law issues.	01/25/2013
HB 1118	Interst. family support act	Support Support with various comments and recommendations to pass on to sponsor via TP. Ask for notice to courts when it becomes effective. Need to keep some form of confidentiality information sheet. Also, add a paragraph directing the court to use a reliable website for currency exchange rate.	01/25/2013
HB 1131 (5345)	Legal process server assault	----- Adding persons who serve legal process to assault in the third degree provisions.	01/28/2013
HB 1140	Sibling visitation	Support Allows a court, under certain circumstances, to order sibling visitation after a dependency has been dismissed or concluded. Comm Vandegrift worked with Rep Roberts on the bill draft. Refer to FJLC for review re: Troxel. Only concern is to include appointment of GAL to minor if the minor is petitioning for visitation with sibling. TP sign in to support on 2/12.	02/08/2013
HB 1159 (5052)	Superior crt judges/Whatcom	-----	02/15/2013
		Support BJA request legislation to add Sup Court Judge in Whatcom County. J Snyder testified on companion bill. BJA is lead.	01/25/2013
HB 1171	Pretrial release programs	Oppose A defendant charged with a sex or violent offense, as defined in RCW 9.94A.030, may not be released pending trial without the payment of bail. Conflicts with court rules and removes discretion. TP sign in to testify in opposition on 2/14 along with Mellani (BJA).	01/25/2013
HB 1175 (5069)	Judges/Benton & Franklin co.	-----	02/15/2013
		Support BJA requested legislation. Add a superior court judge in Benton - Franklin County. BJA take lead.	01/25/2013
HB 1197	Open public meetings	-----	01/19/2013

HB 1204 (5389)	Sibling visitation	Support Establishes expectation of at least 2 sibling visits per month that cannot be denied except under circumstances listed in bill. Concern that the parent can stop visitation. Would like further analysis re: Troxel. TP will sign in support at hearing 2/11.	02/08/2013
HB 1250 (5147)	Juveniles & runaway children	----- Modifies reporting requirements for certain individuals and organizations that shelter a child and know at the time of providing the shelter that the child is away from a lawfully prescribed residence or home without parental permission.	02/07/2013
		Watch Refer to SCJA. The WAJCA would like to support.	02/02/2013
HB 1257	Abortion/notifying parent	-----	01/22/2013
HB 1262	HIV in criminal justice	-----	01/22/2013
HB 1266 (5046)	District judges, retirement	Support DMCJA request legislation. Public hearing 1/29.	01/25/2013
HB 1283	Compulsory school attendance	No Position Lowers age of mandatory attendance from 8 to 6. Public hearing 1/31.	02/22/2013
		No Position Lowers age of mandatory attendance from 8 to 6. Public hearing 1/31. See substitute.	02/21/2013
HB 1284 (5460)	Incarcerated parents' rights	No Position Concerning the rights of parents who are incarcerated or in residential substance abuse treatment. Stick with NP but ask TP to pass on 2 concerns (1) might cause delays that put courts out of compliance with Federal permanency timelines and (2) should a parent's incarceration or residential treatment be considered in determining whether there are practical or financial impediments to participation in court-ordered services? If so, the current statute does not have a policy to consider barriers for non-incarcerated parents.	02/15/2013
		-----	02/07/2013
HB 1285 (5461)	Dependency matters/children	Oppose Modifying provisions regarding the representation of children in dependency matters. Also related is the potential cost to counties to pay attorneys v. use a volunteer CASA. Still oppose sub although better than original. Counties will testify as to fiscal impact in W&M. Judge Nelson will draft list of issues and Reg will get to TP to pass onto Goodman, who already knows SCJA opposition.	02/22/2013
		----- SCJA took position to oppose. Modifying provisions regarding the representation of children in dependency matters. How would the conditions in the bill to appoint attorneys impact CASA appointments? Also related is the potential cost to counties to pay attorneys v. use a volunteer CASA. Public hearing 2/6/13.	02/07/2013

HB 1291	Sex trade victims	-----	01/22/2013
HB 1297 (5170)	Sunshine-committee	----- Implements a recommendation of the sunshine committee relating to background checks on guardians ad litem. Phil is cross referencing the effected RCW about WSP but to the extent it is a conviction background check available through WSP for in-state convictions, WAJCA take NP. Would prefer to add lanauge "upon request" so the default is not to release.	02/15/2013
		No Position Implements a recommendation of the sunshine committee relating to background checks on guardians ad litem. Phil is cross referencing the effected RCW about WSP but to the extent it is a conviction background check available through WSP for in-state convictions, WAJCA take NP. Would prefer to add lanauge "upon request" so the default is not to release.	02/14/2013
HB 1299 (5171)	Sunshine-committee	-----	01/22/2013
HB 1302 (5405)	Extended foster care	Support Would still like an amendment made to the requirement to appoint an attorney. Ask TP to follow up with sponsors and request amendment from shall to may. The bill changed the age (17 and 6 months) but not mandate of appointment.	02/15/2013
		----- SCJA Supports. Would still like an amendment made to the requirement to appoint an attorney. Ask TP to follow up with sponsors and request amendment from shall to may.	02/07/2013
HB 1307 (5175)	Sexual assault prot. orders	Oppose Modifies procedures governing sexual assault protection orders including permissible methods of service, the issuance and renewal of ex parte orders, and the modification or termination of orders. Public Hearing 1/31. Serious fiscal concern over cost of GAL. Do not disagree that GAL should be provided, but it will be at county expense. Minor concerns about drafting.	02/01/2013
HB 1338	Incarcerated juveniles	No Position Relates to life sentences w/o parole for juveniles. Refers matter back to sentencing judge - who may be dead by then (just keep that in mind)!Comment from J Cozza: It appears that the main difference that concerns the courts is that SHB 1338 would place the issue of early release back before the sentencing court, whereas SSB 5064 would place it before the Board (which I assume means ISRB). Keep in mind that a court would be in a difficult position trying to make decisions that are 20-25 years after the sentencing date. The House bill says nothing about rules of evidence, nor procedures for such a hearing. The Senate bill places these decision before an administrative Board that presumably already has experience in these matters, and allows for procedure to be set up by administrative rule.	03/01/2013
		-----	02/07/2013
HB 1341	Wrongful imprisonment	-----	01/24/2013

HB 1352 (5100)	Sexual abuse against a child	No Position Public hearing 1/30.	01/25/2013
HB 1361 (5235)	Indian children care	-----	01/24/2013
HB 1365 (5240)	Court security	----- This is a DMCJA proposed bill.	02/21/2013
HB 1368 (5703)	State liquor revenues	Watch Changes distribution requirements from the liquor excise tax fund and the liquor revolving fund. This is a mechanism for counties to get funds generated from state liquor revenues at request of counties. Generally support idea but is not something we would work.	02/15/2013
HB 1371	State firearms freedom act	-----	01/24/2013
SHB 1383 (5452)	Stalking protection orders	-----	02/15/2013
HB 1383 (5452)	Stalking protection orders	Support Establishes the stalking protection order act. Creates a stalking protection order as a remedy for victims who do not qualify for a domestic violence order of protection. Public hearing 2/7/13. DMCJA judges want the definition of prohibited conduct in the stalking order bill to include a provision excluding constitutionally protected activity. I thought they were going to borrow language directly from the anti-harassment statute but I'm not sure what specific provision or provisions they planned to import. The DMCJA judges thought that it needed to exempt constitutionally protected activity the same way that the anti-harassment statute does.	02/01/2013
HB 1386	Superior court judges	-----	01/24/2013
HB 1388	Vehicular homicide & assault	No Position Increasing penalties for vehicular homicide and vehicular assault. Public hearing 2/7/13.	02/01/2013
HB 1389	Crime victims' rights	Oppose In all criminal proceedings, the judge (referred to as the presiding officer) must read a script about victim rights. Oppose on separation of powers issue.	01/24/2013
HB 1406 (5236)	Defamation	-----	02/01/2013
HB 1413	Voting rights act of 2013	-----	01/30/2013
HB 1427 (5715)	Tax evasion by electr. means	-----	02/11/2013

		-----	01/26/2013
HB 1433	Sentence for treatment prog-	No Position Bill would prevent closure of Naselle Youth Camp.	02/07/2013
		No Position Bill would prevent the possible closure of Naselle Youth Camp.	02/01/2013
HB 1440 (5526)	Protecting employees	----- employee fair classification act	02/01/2013
		-----	01/30/2013
HB 1446 (5135)	Judicial proceedings & forms	No Position Modifies judicial proceedings provisions relating to: (1) Notification to the county auditor of undeliverable jury duty summons; (2) Commencement of judicial proceeding as a new action; and (3) Public inspection of final order and subsequent documents or pleadings in a proceeding to adjudicate parentage.	02/01/2013
HB 1449 (5436)	Defense & prosec. documents	----- Exempts from public inspection and copying under the public records act, victim impact statements and certain documents and other materials provided by the attorney for the defendant, or by the defendant when acting pro se, to the prosecuting attorney.	01/29/2013
HB 1451 (5446)	State auditor/subpoenas	-----	01/30/2013
HB 1454	Freedom of travel act	----- Establishes WA State Freedom of Travel Act. Defines offense of official oppression and prosecurtion.	01/28/2013
HB 1467 (5360)	Unpaid wages collection	-----	01/30/2013
HB 1474	Top 2 nonpartisan candidates	Oppose Giving general election voters the power to choose between the top two candidates for nonpartisan offices. BJA opposes and is on for exec on 2/19. Oppose for reasons stated by BJA.	02/15/2013
HB 1477	Truancy/district flexibility	----- Adjusts mandatory action by school when student is truant. Reduces burden to school, changing shall to may related to various steps in the truancy process.	02/07/2013
		Oppose Adjusts mandatory action by school when student is truant. Reduces burden to school, changing shall to may related to various steps in the truancy process.	02/01/2013
HB 1497	Nonconviction records	-----	02/15/2013

		Support Concerning the use of nonconviction records for employment and housing opportunities. Requests the supreme court to adopt court rules that limit public access to nonconviction records. Prohibits certain employers and landlords from considering nonconviction data on employment and rental applications. Hearing 2/14.	02/08/2013
		Watch Concerning the use of nonconviction records for employment and housing opportunities. Requests the supreme court to adopt court rules that limit public access to nonconviction records. Prohibits certain employers and landlords from considering nonconviction data on employment and rental applications.	02/07/2013
HB 1504 (5372)	Eliminating death penalty	----- Reducing criminal justice expenses by eliminating the death penalty in favor of life incarceration.	01/29/2013
HB 1506	Third-party visitation	Support Establishes a procedure for a third party to petition the court for visitation with a child if certain conditions are met. Referred to FJLC for review re: Troxel. Support with fiscal concerns related to paying attorney fees for respondents.	02/08/2013
HB 1508	Small estate guardians	-----	02/15/2013
		Oppose Hearing 2/12. Revises reporting and training requirements for small estate guardians. TP will testify againsts and let WSBA take lead. Ask for rep from P&G to testify, via Shirley.	02/08/2013
HB 1511	Real-time translation, etc.	----- Regulates the certification and practice of court reporters, communication access real-time translation providers, and real-time captioning service providers. Hearing 2/12.	02/07/2013
HB 1513 (5768)	Outpatient commitment	-----	02/13/2013
		-----	01/29/2013
HB 1523 (5510)	Abuse of vulnerable adults	-----	02/02/2013
		----- Revises the definition of "neglect" by including an act or omission by a person or entity with a duty of care that demonstrates a serious disregard of consequences of such a magnitude as to constitute a clear and present danger to a vulnerable adult's health, welfare, or safety. Requires DSHS or law enforcement, in conducting an investigation of abandonment, abuse, financial exploitation, self-neglect, or neglect, to, upon request, have access to all relevant records related to a vulnerable adult that are in the possession of mandated reporters and their employees. Authorizes DSHS, the certified professional guardian board, and OPG to share information contained in reports and investigations of the abuse, abandonment, neglect, self-neglect, financial exploitation of vulnerable adults.	01/29/2013
HB 1524	Juvenile mental health	No Position Provides diversion and disposition strategies for youth who face mental health challenges and barriers. Allows an alternative to formal court processing. Concerns from WAJCA identified after presentation at the conf. 3 diversions is too many. It causes the courts to lose integrity of the process. If diversion staff question competency, they have to	02/21/2013

		establish that youth understand conditions or diversion won't be granted. Question whether it is in the best interest of youth. Hearing 2/12. Watch with rec to oppose. Look for amendments.	
		No Position Provides diversion and disposition strategies for youth who face mental health challenges and barriers. Allows an alternative to formal court processing. Concerns from WAJCA identified after presentation at the conf. 3 diversions is too many. Courts to lose integrity of the process. If diversion staff question competency, they have to establish that youth understand conditions or diversion won't be granted. There have been various amendments made after JCAs worked with drafters on concerns. Only remaining concern is that 4(c) implies that counseling would be available but there are no state resources. It sets court up to grant a 3rd diversion for kids whose parents have resources. It is kind of superficial if there are no resources to provide services, which are a critical part of what the bill does.	02/15/2013
HB 1525	Birth certificates and info	----- Revises adoption provisions with regard to: (1) Mandatory disclosure of nonidentifying information of a birth parent, an adoptee, or an adoptive parent; (2) Allowing an adult adoptee to obtain uncertified copies of his or her original birth certificate under certain circumstances; and (3) The expiration of affidavits of nondisclosure.	01/29/2013
HB 1531 (5466)	Criminal history record info	----- Revises duties of the WSP identification and criminal history section with regard to compliance audits. Hearing 2/13.	02/07/2013
HB 1542 (5398)	Court interpreter services	----- Support BJA request legislation. Provides funding for half the cost of interpreters who are certified or registered. Have two requested changes. RMM notified TP and Mellani. Change 1 is to add a possible cost recovery provision and 2 is to clarify definition of when an interpreter will be appointed, "at any stage of the proceeding". Hearing 2/12.	02/21/2013 02/08/2013
HB 1552	Metal theft reduction	No Position Establishes the Washington metal theft prevention authority to determine the scope of the problem of metal theft, analyze the various methods of combating the problem, and develop and implement a plan of operation and a financial plan. Public hearing 2/5/13.	02/01/2013
HB 1566	Youth in out-of-home care	Support/Oppose Concerning educational outcomes of youth in out-of-home care. Provides an educational liaison for youth in out-of-home care to: (1) Attend educational meetings and dependency hearings; (2) Meet with school personnel regarding the youth's educational performance and academic needs; and (3) Advocate for necessary educational services. Hearing 2/12. Agree with intent and recognize the importance of support for foster kids in school setting. Certain sections are problematic and SCJA will provide a written response. could add ""educational advocacy" under GAL or CASA statute.	02/08/2013
HB 1581	Preservation of liberty act	-----	01/31/2013
HB 1589	Marriage solemnization	-----	01/31/2013
HB 1607	Forcible entry	-----	02/02/2013

HB 1627 (5551)	Competency to stand trial	-----	02/04/2013
		-----	02/02/2013
HB 1651	Juvenile records access	No Position NP from BJA - refer to SCJA and JCA. Hearing 2/12. BJA will testify NP with concerns re: removing crimes from the index and conflict between statute and court rule. 1/2 mil FN from AOC, primarily JIS impact. SCJA likes the intent of the bill and likes the possible positive impact to existing DMC issues. Agree with NP but support concept.	02/08/2013
		Watch	02/07/2013
HB 1653 (5484)	Assault in 3rd degree/court	No Position Hearing 2/12. AG request bill. They are asking for BJA support and trial court association support.	02/08/2013
HB 1675	Adoption process	Support Revises the definition of "individual approved by the court" and "qualified salaried court employee" for purposes of chapter 26.33 RCW (adoption). Changes requirements of the preplacement and postplacement reports to include an investigation of disciplinary and punishment philosophies and practices of the person requesting the report. Requires secretary of DSHS to establish procedures and requirements for identifying, tracking, and reporting adoption disruption and dissolution, including requiring regular reports from childplacing agencies relating to children placed for adoption. Ask TP to sign in on 2/20 in support.	02/15/2013
HB 1679	Health care info disclosure	-----	02/05/2013
HB 1680	Educational opportunity gap	Support Adopts policies and programs to implement recommendations of the educational opportunity gap oversight and accountability committee relating to: (1) Disproportionality in student discipline; (2) Educator cultural competence; (3) Instructing English language learners; (4) English language learner accountability; (5) Disaggregated student data; and (6) Recruitment and retention of educators. Support intent re: expulsion and suspension and the exchange of data from AOC and educational system.	02/08/2013
HB 1697	Solid waste collection	-----	02/06/2013
HB 1714	Open public meetings act	-----	02/06/2013
HB 1724	Statements by juveniles	Support Prohibits statements, admissions, or confessions made by a juvenile in the course of a mental health or chemical dependency screening or assessment from being admitted into evidence against the juvenile on the issue of guilt in a juvenile offense matter or adult criminal proceeding, unless the juvenile has placed his or her mental health at issue. Will have judge and JCA testify in support at hearing 2/19.	02/15/2013

HB 1729	Street gang members/firearms	-----	02/06/2013
HB 1730	Drive-by shooting	-----	02/06/2013
HB 1731	Unlawful firearm possession	-----	02/06/2013
HB 1732	Gangs/sentence enhancement	-----	02/06/2013
HB 1756	Scrap metal licensing	-----	02/06/2013
HB 1772 (5687)	Emergency medical responders	-----	02/08/2013
HB 1778 (5456)	Detentions	No Position Revises involuntary treatment act provisions relating to detentions.	02/14/2013
HB 1792	Seizure and forfeiture	-----	02/08/2013
HB 1793	Criminal profiteering	-----	02/08/2013
HB 1796	Multiple mitigating offenses	-----	02/11/2013
HB 1799 (5280)	Criminal activity at rentals	-----	02/11/2013
HB 1821	Permanency hearings	Oppose Revises the definition of "good cause exception" for purposes of PP hearings and the responsibility of DSHS to provide services to the parents. "where a parent has been accepted into a dependency treatment court program or long-term substance abuse or dual diagnoses treatment program and is demonstrating compliance with treatment goals; where the department has been unable to pay for and provide to the child's family such services as the court and the department have deemed necessary for the child's safe return home and the parent has filed a declaration under penalty of perjury stating his or her financial inability to pay the cost of the same service;" Hearing 2/19. Oppose because it guts the dept's responsibility to serve parents. Ask TP to sign in opposed on 2/19.	02/15/2013
HB 1830	Dog guides & service animals	-----	02/12/2013
HB 1834	Family treatment courts	-----	02/12/2013

HB 1836 (5404)	Contraband/secure facility	-----	02/12/2013
HB 1839	Firearms/background checks	-----	02/12/2013
HB 1840	Firearms/restraining orders	-----	02/12/2013
HB 1842	Offender confinement options	-----	02/12/2013
HB 1862	Multiple offenses/sentences	No Position Refer to Judge Cozza.	02/15/2013
HB 1961	Judicial stabil. trust acct.	-----	03/01/2013
		Delays, until July 1, 2015, the expiration of judicial stabilization trust account surcharges.	
		Support	02/22/2013
HJR 4207	Superior court judges	-----	01/24/2013
HJR 4209 (8203)	Searches of students	-----	02/16/2013
SB 5005	City & county fiscal relief	----- SCJA Opposes. Referred to SCJA by the BJA. Under certain circumstances it allows counties to use authorized dedicated revenues or dedicated accounts on general government. A county must issue a declaration that there are declining general revenues and must identify in the declaration which dedicated revenues or dedicated accounts the county will be diverting to general government uses.	02/07/2013
		Oppose Referred to SCJA by the BJA. Under certain circumstances it allows counties to use authorized dedicated revenues or dedicated accounts on general government. A county must issue a declaration that there are declining general revenues and must identify in the declaration which dedicated revenues or dedicated accounts the county will be diverting to general government uses.	01/18/2013
SB 5010	Marijuana/community custody	----- States that courts may order an offender to refrain from the consumption of marijuana as a condition of community custody. Public hearing 1/21.	01/18/2013
		----- States that courts may order an offender to refrain from the consumption of marijuana as a condition of community custody. Public hearing 1/21.	01/11/2013

SB 5015	Aggravated 1st-degree murder	----- First degree murder provisions - if the victim is 14 years or younger. Public hearing 1/23.	01/18/2013
		Reviewed First degree murder provisions - if the victim is 14 years or younger. Public hearing 1/23.	01/11/2013
SB 5020	Indigent defense	No Position Referred to SCJA by the BJA. Adds category of INDIGENT AND ABLE TO CONTRIBUTE. BJA expressed concerns over existing parts of statute. Public hearing 1/21.	01/18/2013
SB 5021	Riot & criminal mischief	Support SCJA request - Changes the name of the crime "riot" to "criminal mischief."	01/18/2013
SB 5022	Retail theft & circumstances	----- SCJA requested legislation. Changing retail theft with extenuating circumstances to retail theft with special circumstances. J Cozza testified on 1/16 and exec is scheduled for 1/21.	01/18/2013
		----- SCJA requested legislation. Changing retail theft with extenuating circumstances to retail theft with special circumstances. J Cozza testified on 1/16 and exec is scheduled for 1/21.	01/11/2013
SB 5046 (1266)	District judges, retirement	Support DMCJA request legislation. Public hearing 1/29.	01/25/2013
SB 5052 (1159)	Superior crt judges/Whatcom	-----	02/15/2013
		Support BJA request legislation to add Sup Court Judge in Whatcom County. J Snyder testified on companion bill. BJA is lead.	01/25/2013
SB 5059	Rendering criminal assistnce	No Position	01/25/2013
SB 5064	Offenses prior to age 18	----- Concerning persons sentenced for offenses committed prior to reaching eighteen years of age, resulting in life w/o possibility of parole. Sent to ISRB to determine parole. Supported by WAPA. Statement by J Cozza: it appears that the main difference that concerns the courts is that SHB 1338 would place the issue of early release back before the sentencing court, whereas SSB 5064 would place it before the ISRB. Keep in mind that a court would be in a difficult position trying to make decisions that are 20-25 years after the sentencing date. The House bill says nothing about rules of evidence, nor procedures for such a hearing. The Senate bill places these decision before an administrative Board that presumably already has experience in these matters, and allows for procedure to be set up by administrative rule.	03/01/2013
SB 5069 (1175)	Judges/Benton & Franklin co.	-----	02/15/2013
		Support BJA requested legislation. Add a superior court judge in Benton - Franklin County. BJA take lead.	01/25/2013

SB 5100 (1352)	Sexual abuse against a child	No Position Public hearing 1/30.	01/25/2013
SB 5119 (1907)	Body armor	-----	01/19/2013
SB 5129	Veterans' treatment courts	----- Authorizes the chief justice of the supreme court to establish veterans' treatment courts for veterans and members of the armed forces. Authorizes jurisdictions that establish a veterans' treatment court to seek federal funding for veterans' treatment courts and for the provision by participating agencies of treatment to participating veterans.	01/24/2013
SB 5135 (1446)	Judicial proceedings & forms	No Position Modifies judicial proceedings provisions relating to: (1) Notification to the county auditor of undeliverable jury duty summons; (2) Commencement of judicial proceeding as a new action; and (3) Public inspection of final order and subsequent documents or pleadings in a proceeding to adjudicate parentage.	02/01/2013
		No Position Modifies judicial proceedings provisions relating to: (1) Notification to the county auditor of undeliverable jury duty summons; (2) Commencement of judicial proceeding as a new action; and (3) Public inspection of final order and subsequent documents or pleadings in a proceeding to adjudicate parentage.	01/25/2013
SB 5147 (1250)	Juveniles & runaway children	----- Modifies reporting requirements for certain individuals and organizations that shelter a child and know at the time of providing the shelter that the child is away from a lawfully prescribed residence or home without parental permission.	02/07/2013
		Watch Refer to SCJA. The WAJCA would like to support.	02/02/2013
SB 5149 (1931)	Crimes against pharmacies	-----	01/24/2013
SB 5151	"Guilty & mentally ill" plea	No Position The court may accept a plea of guilty and mentally ill if the defendant has undergone an evaluation by a psychologist or psychiatrist, and the court finds after a hearing that there is a factual basis for the plea. A defendant who is found guilty and mentally ill may receive any sentence which could have legally been imposed on the defendant if the defendant was found guilty of the offense.	01/25/2013
SB 5156	Abortion/notifying parent	----- SCJA NP and BJA watch. Directs the supreme court to establish rules. "Court must..."	02/07/2013
		No Position Directs the supreme court to establish rules. "Court must..."	02/01/2013
SB 5165	Superior court commissioners	Support	01/22/2013
SB 5170 (1297)	Sunshine committee	----- Implements a recommendation of the sunshine committee relating to background checks on guardians ad litem. Phil	02/15/2013

		is cross referencing the effected RCW about WSP but to the extent it is a conviction background check available through WSP for in-state convictions, WAJCA take NP. Would prefer to add lanauge "upon request" so the default is not to release.	
		No Position Implements a recommendation of the sunshine committee relating to background checks on guardians ad litem. Phil is cross referencing the effected RCW about WSP but to the extent it is a conviction background check available through WSP for in-state convictions, WAJCA take NP. Would prefer to add lanauge "upon request" so the default is not to release.	02/14/2013
SB 5171 (1299)	Sunshine committee	-----	01/22/2013
SB 5175 (1307)	Sexual assault prot. orders	Oppose Modifies procedures governing sexual assault protection orders including permissible methods of service, the issuance and renewal of ex parte orders, and the modification or termination of orders. Public Hearing 1/31. Serious fiscal concern over cost of GAL. Do not disagree that GAL should be provided, but it will be at county expense. Minor concerns about drafting.	02/01/2013
SB 5176 (1114)	Crim. incompetency/commitmnt	----- Revises the involuntary treatment act to protect citizens from the repeated violent acts of a small group of mentally ill and/or developmentally disabled incompetent offenders. Public hearing 1/29.	01/25/2013
		Oppose Revises the involuntary treatment act to protect citizens from the repeated violent acts of a small group of mentally ill and/or developmentally disabled incompetent offenders. Public hearing 1/29. Oppose on fiscal impact. Counter to efforts last year to streamline process.	01/25/2013
SB-5229	Alcohol and drug violators	No Position The penalties imposed for conviction of driving or being in physical control of a vehicle while under the influence of intoxicating liquor or any drug with a passenger under the age of 16 in the vehicle are in addition to all other penalties imposed by law. DOL must require the use of an ignition interlock or other device for an additional six months. The court must order the following additional fines based on prior offenses within seven years: \$1,000 to \$5,000 for no prior offenses, \$2,000 to \$5,000 for one prior offense, and \$3,000 to \$10,000 for two or three prior offenses.	02/01/2013
SB 5235 (1361)	Indian children care	-----	01/24/2013
SB 5236 (1406)	Defamation	-----	02/01/2013
		-----	01/24/2013
SB-5240 (1365)	Court security	----- This is a DMCJA proposed bill.	02/21/2013

SSB 5244	School suspensions	Support Relates to school suspensions and expulsions. Schools are interested in our position. Passed policy committee and sent to W & M.	02/14/2013
		Support	02/08/2013
SB 5277	Elections	-----	02/11/2013
SB 5280 (1799)	Criminal activity at rentals	-----	02/11/2013
		-----	01/24/2013
SB 5308	Sexually exploited children	----- Establishing the commercially sexually exploited children statewide coordinating committee. Also has a proposed substitute bill which includes: (1) Address the issue of children who are commercially sexually exploited; (2) Examine the practices of local and regional entities involved in addressing sexually exploited children; and (3) Make recommendations on statewide laws and practices.	02/21/2013
SB 5312 (1657)	Small consumer loans	-----	01/29/2013
SB 5341	Nonconviction records	----- Requests the supreme court to adopt court rules that limit public access to nonconviction records. Prohibits certain employers and landlords from considering nonconviction data on employment and rental applications. Referred by BJA.	02/08/2013
		----- Requests the supreme court to adopt court rules that limit public access to nonconviction records. Prohibits certain employers and landlords from considering nonconviction data on employment and rental applications. Referred by BJA.	02/07/2013
SB 5344	Trusts	-----	01/28/2013
SB 5345 (1131)	Legal process server assault	----- Adding persons who serve legal process to assault in the third degree provisions.	01/28/2013
SB 5359	Child abuse & neglect	No Position Concerning mandatory reporting of child abuse or neglect by supervised persons. Defines organization sexual contact and reasonable cause. Public hearing 2/7/13.	02/01/2013
SB 5360 (1467)	Unpaid wages collection	-----	01/30/2013

SB 5364	Real-time translation, etc.	No Position Regulates the practice of communication access real time translation or real time captioning and court reporters. Hearing scheduled for 2/11.	02/01/2013
SB 5372 (1504)	Eliminating death penalty	----- Reducing criminal justice expenses by eliminating the death penalty in favor of life incarceration.	01/29/2013
		----- Redefines special sentencing proceedings. Reduces criminal justice expenses by eliminating the death penalty in favor of life incarceration.	01/28/2013
SB 5375	Assault in the third degree	----- Modifying assault in the third degree provisions.	01/28/2013
SB 5376 (1096)	Juvenile firearms crimes	No Position Addresses penalties for firearm and weapon crimes for juveniles. Includes level of crime and mandatory confinement. TM will sign in with NP but fiscal concern. Mandatory confinement driven by statute, who pays the state or counties? Should be of concern to Assoc of Counties. M&J Commission requests the SCJA speak against issues that increase DMC. If scheduled for another hearing, we will voice concern and provide education and background about current efforts to locally-statewide address DMC. Encroaches on judicial discretion. Each kid and every case might have unique circumstances and the court should be able to sentence accordingly. FN seems low.	02/07/2013
		Watch Addresses penalties for firearm and weapon crimes for juveniles. Includes level of crime and mandatory confinement. TM will sign in with NP but fiscal concern. Mandatory confinement driven by statute, who pays the state or counties? Should be of concern to Assoc of Counties. M&J Commission requests the SCJA speak against issues that increase DMC. If scheduled for another hearing, we will voice concern and provide education and background about current efforts to locally-statewide address DMC. Still NP with concerns.	02/01/2013
SB 5398 (1542)	Court interpreter services	-----	02/21/2013
		Support BJA request legislation. Provides funding for half the cost of interpreters who are certified or registered. Have two requested changes. RMM notified TP and Mellani. Change 1 is to add a possible cost recovery provision and 2 is to clarify definition of when an interpreter will be appointed, "at any stage of the proceeding". Hearing 2/12.	02/08/2013
SB 5404 (1836)	Contraband/secure facility	-----	02/12/2013
SB 5405 (1302)	Extended foster care	Support Would still like an amendment made to the requirement to appoint an attorney. Ask TP to follow up with sponsors and request amendment from shall to may. The bill changed the age (17 and 6 months) but not mandate of appointment.	02/15/2013
		----- SCJA Supports. Would still like an amendment made to the requirement to appoint an attorney. Ask TP to follow up with sponsors and request amendment from shall to may.	02/07/2013

SB 5413	Metal theft	----- Establishes WA wire theft taskforce and expands metal theft provisions.	01/29/2013
SB 5446 (1451)	State auditor/subpoenas	-----	01/30/2013
SB 5452 (1383)	Stalking protection orders	-----	02/15/2013
		Support Establishes the stalking protection order act. Creates a stalking protection order as a remedy for victims who do not qualify for a domestic violence order of protection. Public hearing 2/7/13. DMCJA judges want the definition of prohibited conduct in the stalking order bill to include a provision excluding constitutionally protected activity. I thought they were going to borrow language directly from the anti-harassment statute but I'm not sure what specific provision or provisions they planned to import. The DMCJA judges thought that it needed to exempt constitutionally protected activity the same way that the anti-harassment statute does.	02/01/2013
SB 5456 (1778)	Detentions	No Position Revises involuntary treatment act provisions relating to detentions.	02/14/2013
		-----	01/31/2013
SB 5460 (1284)	Incarcerated parents' rights	No Position Concerning the rights of parents who are incarcerated or in residential substance abuse treatment. Stick with NP but ask TP to pass on 2 concerns (1) might cause delays that put courts out of compliance with Federal permanency timelines and (2) should a parent's incarceration or residential treatment be considered in determining whether there are practical or financial impediments to participation in court-ordered services? If so, the current statute does not have a policy to consider barriers for non-incarcerated parents.	02/15/2013
SB 5461 (1285)	Dependency matters/children	----- SCJA took position to oppose. Modifying provisions regarding the representation of children in dependency matters. How would the conditions in the bill to appoint attorneys impact CASA appointments? Also related is the potential cost to counties to pay attorneys v. use a volunteer CASA. Public hearing 2/6/13.	02/07/2013
		Oppose Modifying provisions regarding the representation of children in dependency matters. How would the conditions in the bill to appoint attorneys impact CASA appointments? Also related is the potential cost to counties to pay attorneys v. use a volunteer CASA. Public hearing 2/6/13.	02/01/2013
SB 5466 (1531)	Criminal history record info	----- Revises duties of the WSP identification and criminal history section with regard to compliance audits. Hearing 2/13.	02/07/2013
SB 5473	Voting rights act of 2013	-----	02/20/2013
SB 5478	Mental health court/firearms	-----	01/31/2013

SB 5484 (1653)	Assault in 3rd degree/court	No Position Hearing 2/12. AG request bill. They are asking for BJA support and trial court association support.	02/08/2013
		-----	01/31/2013
SB 5485	Firearms-unauthorized access	-----	01/31/2013
SB 5486	Offender confinement options	-----	01/31/2013
SB 5487	Persistent offenders	-----	01/31/2013
SB 5488	Sex-trafficking/internet ad	-----	01/31/2013
SB 5497	Assaulting school employee	-----	01/31/2013
SB 5510 (1523)	Abuse of vulnerable adults	-----	02/02/2013
SB 5526 (1440)	Protecting employees	----- employee fair classification act	02/01/2013
SB 5551 (1627)	Competency to stand trial	-----	02/04/2013
SB 5577	Public employee ethics	-----	02/04/2013
SB 5614	Family second chances	Oppose It replaces 90 days with 1 year, and then says the waiting period may be waived if: A court made a final, nonpreliminary civil protection order against either party, based on a final determination that he or she committed or threatened physical violence against the other party or a minor child of the divorce petitioner, where the respondent had advance notice and an opportunity to participate in an evidentiary hearing. Ask TP to oppose at next hearing but no date set.	02/15/2013
SB 5617	Criminally insane/petitions	-----	02/05/2013
SB 5635	Firearm rights restoration	-----	02/06/2013

SB-5659	Assault in the third degree	-----	02/06/2013
SB-5687 (1772)	Emergency medical responders	-----	02/08/2013
SB 5689	Juvenile records access	Support Establishes a presumption of confidentiality for juvenile offender records. There are exceptions for serious violent offenses. If a motion is made to open records, the court must enter written findings. Applies prospectively and retroactively. Judge Inveen (SCJA) and Miken Fenton (WAJCA) will testify in favor.	02/15/2013
		Support Establishes a presumption of confidentiality for juvenile offender records. There are exceptions for serious violent offenses. If a motion is made to open records, the court must enter written findings. Applies prospectively and retroactively.	02/14/2013
SB 5692	Standby & limited guardians	Support The standby guardian may serve as the guardian during a planned absence of the court-appointed guardian. The regularly appointed guardian may delegate decision-making authority to the standby guardian in advance of a planned absence. If the regularly appointed guardian dies, becomes incapacitated, is out of the state, or is otherwise unavailable to fulfill their duties, the standby guardian must have all the powers, duties, and obligations of the regularly appointed guardian. The standby guardian must receive notice of all proceedings. The regularly appointed guardian must report quarterly, or when there is a substantial change in circumstances, to the designated standby guardian to keep the standby guardian adequately informed about the needs of the incapacitated person. The report can be made by phone or other reasonable means. If the standby guardian must act due to the death, incapacity, or absence of the regularly appointed guardian, the standby guardian may apply to the court to be paid for fees and costs. Request a minor amendment that clarifies that the standby guardian be paid from the estate not the court. Ask TP to pass on and sign in support at hearing 2/18.	02/15/2013
SB 5703 (1368)	State liquor revenues	-----	02/11/2013
SB-5708	Persistent offenders	-----	02/11/2013
SB-5711	Firearms/background checks	-----	02/11/2013
SB-5714	Firearms/health & safety	-----	02/11/2013
SB 5715 (1427)	Tax evasion by electr. means	-----	02/11/2013
SB 5735	Sex or kidnapping offenders	-----	02/13/2013

SB 5737	Assault weapons/banning sale	-----	02/13/2013
SB 5738	Education improvemnt/funding	-----	02/13/2013
SB 5762	Dependency/relatives	-----	02/13/2013
SB 5763	Child/placement w/ relatives	-----	02/13/2013
SB 5764	Termination actions w/ jury	-----	02/13/2013
SB 5768 (1513)	Outpatient commitment	-----	02/13/2013
SB 5771	Involuntary commitment/risk	-----	02/13/2013
SB 5782	Unmanned aerial vehicles	No Position Searches by drones. Hearing 2/20.	02/15/2013
SB 5797	Specialty courts	Watch SCJA does not think there needs to be a bill, prefer no bill since currently local option therapeutic courts can be created without specific authority or getting approval. BJA and DMCJA support. Referred to Therapeutic Courts committee for articulation of proposed amendment/s. Sen Padden passed it out of Senate, not as much support in the House. Sen Padden is open to suggested amendments.	03/01/2013
SB 5860	Attorney general	----- Addressing legal proceedings by the attorney general on behalf of superior court judges. The attorney general shall: "...However, the attorney general shall not be required to institute or prosecute actions or proceedings on behalf of superior court judges unless requested to do so by the administrator for the courts under chapter 2.56 RCW"	03/01/2013
SJR 8203 (4209)	Searches of students	-----	02/16/2013
		-----	01/22/2013
		-----	01/22/2013